

#RCE

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of a utility or plant application  
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number	09/659,599
Filing Date	September 11, 2000
Confirmation Number	4766
First Named Inventor	Glenn H. McGall
Group Art Unit	1635
Examiner Name	Janet L. Epps Ford
Attorney Docket Number	2719.2001-000

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); *Interim Rule*, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ☐.  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ☐.
- iii. ☐ Other -- ☐.
- b. ☐ Please do not enter the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on ☐.
- c. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☒ Declaration of Glenn McGall Under 37 C.F.R. 1.132
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Petition for Extension of Time - three (3) months with copy
- v. ☐ Other -- ☐.

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ☐ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other -- ☐.

3. **Fees** The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

- a. ☒ A check is enclosed for the following fees in the total amount of \$1770.  
OR  
☐ Authorization is granted to charge the following fees in the total amount of \$☐ to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Amendment Fee
- iv. ☐ Other -- ☐.
- b. ☒ Authorization is hereby granted to charge any deficiency in fees or credit any overpayments to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

10/26/2004 SDEN3081 00000150 09659599

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**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Print/Type)	<i>Jesse A. Fecker</i>	Registration No. (Attorney/Agent)	52,883
Signature	Jesse A. Fecker, Ph.D.	Date	10-20-04

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type)	<i>Denise Carideo</i>	Date	10-20-04
Signature	<i>Denise Carideo</i>		

NSP/JAF/(amg)  
October 20, 2004

PATENT APPLICATION  
DOCKET NO. 2719.2001-000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Glenn H. McGall  
Application No.: 09/659,599 Group: 1635  
Filed: September 11, 2000 Examiner: Janet L. Epps-Ford  
Confirmation No.: 4766  
For: SYNTHESIS OF OLIGONUCLEOTIDE ARRAYS USING  
PHOTOCLEAVABLE PROTECTING GROUPS

CERTIFICATE OF MAILING OR TRANSMISSION	
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<u>10-20-04</u>	<u>Denise Canedo</u>
Date	Signature
<u>Denise Canedo</u>	
Typed or printed name of person signing certificate	

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Reply for filing in the above-identified application.

- [ ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	(COL. 4)	(COL. 5)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	32	MINUS	* 32	0
INDEP	9	MINUS	** 9	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

\* not fewer than 20

\*\* not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$ 9	\$
X \$44	\$
+ \$150	\$

TOTAL = \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$18	\$ 0
X \$88	\$ 0
+ \$300	\$

TOTAL = \$ 0

Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [            ] month Extension of Time	\$	_____
<input type="checkbox"/>	Amendment Fee	\$	_____
<input type="checkbox"/>	Other Fees:		
	_____	\$	_____
	_____	\$	_____
	TOTAL:	\$	<u>0</u>

A check is enclosed in payment of the following fees:

<input checked="" type="checkbox"/>	Petition for three (3) month Extension of Time	\$	<u>980</u>
<input type="checkbox"/>	Amendment Fee	\$	_____
<input checked="" type="checkbox"/>	Other Fees:		
	Request for Continued Examination	\$	<u>790</u>
	_____	\$	_____
	TOTAL:	\$	<u>1770</u>

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Jesse A. Fecker  
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Registration No.: 52,883  
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Concord, Massachusetts 01742-9133

Dated: 10-20-04



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Glenn H. McGall

Application No.: 09/659,599

Group: 1635

Filed: September 11, 2000

Examiner: Epps-Ford, Janet L.

Confirmation No.: 4766

For: SYNTHESIS OF OLIGONUCLEOTIDE ARRAYS USING  
PHOTOCLEAVABLE PROTECTING GROUPS

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10-20-04	<i>Denise Caredeo</i>
Date	Signature
<i>Denise Caredeo</i>	
Typed or printed name of person signing certificate	

REPLY

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Reply is being filed in response to the Office Action mailed from the U.S. Patent and Trademark Office on April 20, 2004 in the above-identified application. Reconsideration and further examination are requested.

A Request for Continued Examination, along with the appropriate fee, is being filed concurrently herewith.

An extension of time to respond to the Office Action is respectfully requested. A Petition for Extension of Time and the appropriate fee are being filed concurrently with this Reply.